

U.S. Patent Application Serial No. 10/561,791
Response to OA dated March 19, 2008

REMARKS

Claims 1-3, 6-9 and 14-18 are pending in this application, of which Claims 1,6 and 9 have been amended in order to more particularly point out, and distinctly claim the subject matter to which the Applicant regards as the invention. Support for the amendments to Claims 1 and 6 is found at least in FIG. 1 at (106) and at page 13, lines 23-25. The Applicant respectfully submits that no new matter has been added. It is believed that this Amendment is fully responsive to the Office Action dated March 19, 2008.

In the Office Action, Claim 9 was objected to under 37 C.F.R. § 1.75(c) as being in improper form because a multiple dependent claim cannot depend from another multiple dependent claim. Accordingly, Claim 9 has been amended to remove the dependency on Claim 8 and new Claim 18 has been added to claim the feature of Claim 9 depending from Claim 8. Reconsideration and removal of the objection are respectfully requested.

CLAIM REJECTION UNDER 35 U.S.C. § 112:

In the Office Action, Claim 16 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Reconsideration and removal of this rejection are respectfully requested.

The Office Action alleges that there is insufficient antecedent basis for the limitation "said movable plate" (line 2) in either of Claims 1 and 2, and appears that Claim 16 should actually depend

U.S. Patent Application Serial No. 10/561,791
Response to OA dated March 19, 2008

from Claim 14 instead.

It appears as though this rejection is resulting from the incorrect dependency for Claims 15 and 16 found in the Supplemental Preliminary Amendment filed December 28, 2007. The corrected dependency in Claims 15 and 16 was filed March 14, 2008, however it appears as though the Examiner did not see the amendment of March 14, 2008 prior to examining the application.

In view of the above remarks, removal of this rejection is respectfully requested.

CLAIM REJECTIONS UNDER 35 U.S.C. § 102:

In the Office Action, Claims 1-3, and 15 are rejected under 35 U.S.C. § 102(e) as being anticipated by Friese (U.S. Published Application No. 2006/0123629). Reconsideration and removal of this rejection are respectfully requested in view of the present amendments to Claim 1 and the following remarks.

Specifically, the Office Action alleges that the presently claimed first die is shown by Friese at upper "shaping roller" (10) and the presently claimed second die is shown by Friese at lower "shaping roller" (10), as shown in FIG. 4. The Office Action broadly interprets the presently claimed "supporting" and alleging that upper shaping roller 10) is supporting the wheel rim.

Claim 1 has been amended to define the first die as surrounding the vehicle wheel rim, as shown in FIG. 1 and described at page 13, lines 23-25.

Regarding the rejection of Claim 15, it should be allowable since its dependency on Claim

U.S. Patent Application Serial No. 10/561,791
Response to OA dated March 19, 2008

14, which is allowed, has been corrected

In view of the above remarks, removal of this rejection is respectfully requested.

CLAIM REJECTIONS UNDER 35 U.S.C. § 103:

In the Office Action, Claims 6-9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Friese. Reconsideration and removal of this rejection are respectfully requested in view of the present amendment to Claim 6 and the following remarks.

Claim 6 has been amended in a manner similar to Claim 1, discussed above, in order to clearly distinguish over the device of Friese. Removal of this rejection is respectfully requested.

In view of the aforementioned amendments and accompanying remarks, Claims 1-3, 6-9 and 14-18, as amended, are believed to be patentable and in condition for allowance, which action, at an early date, is requested.

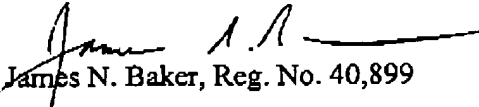
If, for any reason, it is felt that this application is not now in condition for allowance, the Examiner is requested to contact the Applicant's undersigned attorney at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

U.S. Patent Application Serial No. 10/561,791
Response to OA dated March 19, 2008

In the event that this paper is not timely filed, the Applicant respectfully petitions for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees which may be due with respect to this paper, to Deposit Account No. 01-2340.

Respectfully submitted,

KRATZ, QUINTOS & HANSON, LLP


James N. Baker, Reg. No. 40,899

for Mel R. Quintos
Attorney for Applicant
Reg. No. 31,898

MRQ/JNB/ak

Atty. Docket No. 050795
Suite 400
1420 K Street, N.W.
Washington, D.C. 20005
(202) 659-2930



23850

PATENT & TRADEMARK OFFICE